

361  
1 BILL NO. G-88- 08-43

2 GENERAL ORDINANCE NO. G- 06-89

3  
4 AN ORDINANCE amending the Thoroughfare  
5 Plan of the City Comprehensive ("Master")  
6 by vacating dedicated right of way.

7 WHEREAS, a petition to vacate dedicated right of way  
8 within the City of Fort Wayne (as more specifically  
9 described below) was duly filed with the City Planning  
Commission; and

10 WHEREAS, said Commission duly held a public hearing  
11 thereon; and

12 WHEREAS, said Commission has duly forwarded its  
13 recommendation to this body approving said petition, all in  
14 accordance with I.C. 36-7-4-512(2) and this body having held  
15 a public hearing on said vacation as provided in I.C. 36-7-  
16 4-12; and

17 WHEREAS, this body concurs in the recommendation of the  
18 City Planning Commission.

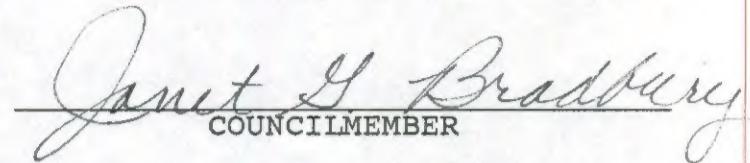
19 NOW THEREFORE, BE IT ORDAINED BY THE COMMON COUNCIL OF  
20 THE CITY OF FORT WAYNE, INDIANA:

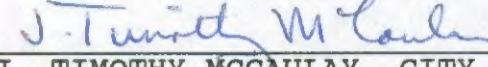
21 SECTION 1. That the petition filed herein to vacate  
22 dedicated right of way within the City of Fort Wayne, more  
23 specifically described as follows, to-wit:

- 24 a) The six (6) foot alley lying west of Lots  
25 232, 233 and 234 in Lincoln Highway Park  
Addition.
- 26 b) The fourteen (14) foot alley lying North of Lots  
27 200 and 234 in Lincoln Highway Park Addition and  
the vacated Lumbard Street.
- 28 c) The twelve (12) foot alley lying between the  
29 vacated Lumbard Street and the vacated Sidney  
Street from the North line of U.S. Highway 24 to  
the South line of N.Y.C. & St. L.R.R. adjacent to  
Lots 200, 201, 202, 203, 204, 205 and 206 and Lots  
192 to 199.

30 and which vacating amends the Thoroughfare Plan of the City  
31 Comprehensive ("Master") Plan and is hereby approved in all  
32 respects.

1  
2 SECTION 2. That this Ordinance shall be in full force  
3 and effect from and after its passage, any and all necessary  
4 approval by the Mayor.

5   
6 COUNCILMEMBER

7 APPROVED AS TO FORM AND LEGALITY:  
8   
9 J. TIMOTHY McCAULAY, CITY ATTORNEY

10 \*\* Public hearing to be held on \_\_\_\_\_,  
11 the \_\_\_\_\_ day of \_\_\_\_\_, 1988,  
12 in the Council Chambers.

13 \_\_\_\_\_ Sandra E. Kennedy, City Clerk  
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Read the first time in full and on motion by Bradbury,  
seconded by Tolson, and duly adopted, read the second time by  
title and referred to the Committee on Regulations (and the  
City Plan Commission for recommendation) and Public Hearing to be held after  
due legal notice, at the Council Conference Room 128, City-County Building,  
Fort Wayne, Indiana, on \_\_\_\_\_, the \_\_\_\_\_, day  
of \_\_\_\_\_, 19\_\_\_\_, at \_\_\_\_\_ o'clock P.M., E.S.T.

DATE: 8-23-88

SANDRA E. KENNEDY, CITY CLERK

Read the third time in full and on motion by Bradbury,  
seconded by Stev, and duly adopted, placed on its  
passage. PASSED LOST by the following vote:

	<u>AYES</u>	<u>NAYS</u>	<u>ABSTAINED</u>	<u>ABSENT</u>	<u>TO-WIT</u>
<u>TOTAL VOTES</u>	<u>9</u>	—	—	—	—
<u>BRADBURY</u>	✓	—	—	—	—
<u>BURNS</u>	✓	—	—	—	—
<u>GiaQUINTA</u>	✓	—	—	—	—
<u>HENRY</u>	✓	—	—	—	—
<u>LONG</u>	✓	—	—	—	—
<u>REDD</u>	✓	—	—	—	—
<u>SCHMIDT</u>	✓	—	—	—	—
<u>STIER</u>	✓	—	—	—	—
<u>TALARICO</u>	✓	—	—	—	—

DATE: 4-11-89

Sandra E. Kennedy  
SANDRA E. KENNEDY, CITY CLERK

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as (ANNEXATION) (APPROPRIATION) (GENERAL)

(SPECIAL) (ZONING MAP) ORDINANCE RESOLUTION NO. D-06-89  
on the 11th day of April, 1989.

ATTEST:

**SEAL**

*Sandra E. Kennedy*  
SANDRA E. KENNEDY, CITY CLERK

Blacker  
PRESIDING OFFICER

Presented by me to the Mayor of the City of Fort Wayne, Indiana,  
on the 12d day of April, 1989  
at the hour of 1.30 o'clock P. M., E.S.T.

SANDRA E. KENNEDY, CITY CLERK

Approved and signed by me this 19th day of April,  
1989, at the hour of 4:45 o'clock P.M., E.S.T.

PAUL HELMKE, MAYOR

## RECEIPT

CIT# 11800  
COMMUNITY DEVELOPMENT & PLANNING

No 2795

FT. WAYNE, IND. 7/5 1988

RECEIVED FROM Hickory Park, Inc. \$ 100.00  
THE SUM OF One Hundred & 00/100 DOLLARS  
IN ACCOUNT OF 3611 E. Washington Blvd.  
Vacate Alley  
8/1/88

AUTHORIZED SIGNATURE

Date Filed: \_\_\_\_\_

Vacation Petition

X/We Omni-Source, Inc. and  
G. A. Wintzer and Son Company, an Ohio Corporation  
(Applicant's Name or Names)

PETITION TO VACATE alleys  
(Street, Alley, Utility Easement, Plat,

Other)

TO: THE CITY PLAN COMMISSION  
CITY OF FORT WAYNE, INDIANA

The undersigned petitioner(s), do ( ) hereby respectfully  
petition the Fort Wayne City Plan Commission to vacate the  
following Alleys with the City of Fort

Wayne, Indiana, and hereby described as follows:

- a) The six (6) foot alley lying West of Lots 232, 233 and 234 in Lincoln Highway Park Addition.
- (b) The fourteen (14) foot alley lying North of Lots 200 and 234 in Lincoln Highway Park Addition and the vacated Lumbard Street.
- (c) The twelve (12) foot alley lying between the vacated Lumbard Street and the vacated Sidney Street from the North line of U.S. Highway 24 to the South line of N.Y.C. & St. L.R.R. adjacent to Lots 200, 201, 202, 203, 204, 205 and 206 and Lots 192 to 199

(Legal Description of property being vacated) If additional space is needed use reverse side.)

In support thereof, your petitioner(s) would represent as follows:

(List reasons for requesting vacation.)

- 1. The alleys are not necessary as ingress and egress to other properties.
- 2. Said alleys are unopened, unimproved and have never been used since initial platting in 1915.
- 3. The Petitioners are the only parties interested or affected by the requested vacation.
- 4. The Petitioners are the only owners bordering both sides of the alleys. That said alleys have not been maintained by the City of Fort Wayne and it is not necessary or advantageous to the growth of the City of Fort Wayne and the vacation is in the best interests of the City and the Citizens thereof.

(If additional space is needed use reverse side.)

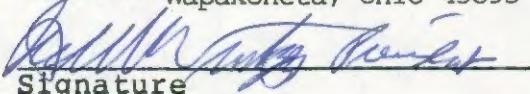
Your petitioner(s) file this petition pursuant to the authority granted in Indiana Code, Section 36-7-4-512 in order to complete the vacation as above described.

WHEREFORE, your petitioner(s) pray that the above described alleys be vacated according to the provisions of the Indiana Law pertaining thereto.

DATED THIS 5th DAY OF July 19 88

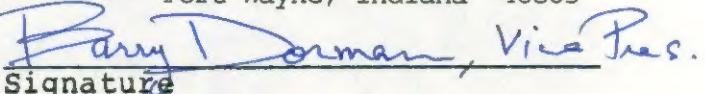
G. A. Wintzer and Son Company  
Adjacent Property Owner  
Typed Name

5 North Blackhoof Street  
Address Wapakoneta, Ohio 45895

  
Signature

Omni-Source, Inc.  
Adjacent Property Owner  
Typed Name

1610 N. Calhoun Street  
Address Fort Wayne, Indiana 46805

  
Signature

## **CERTIFICATE OF SURVEY**

OFFICE OF:

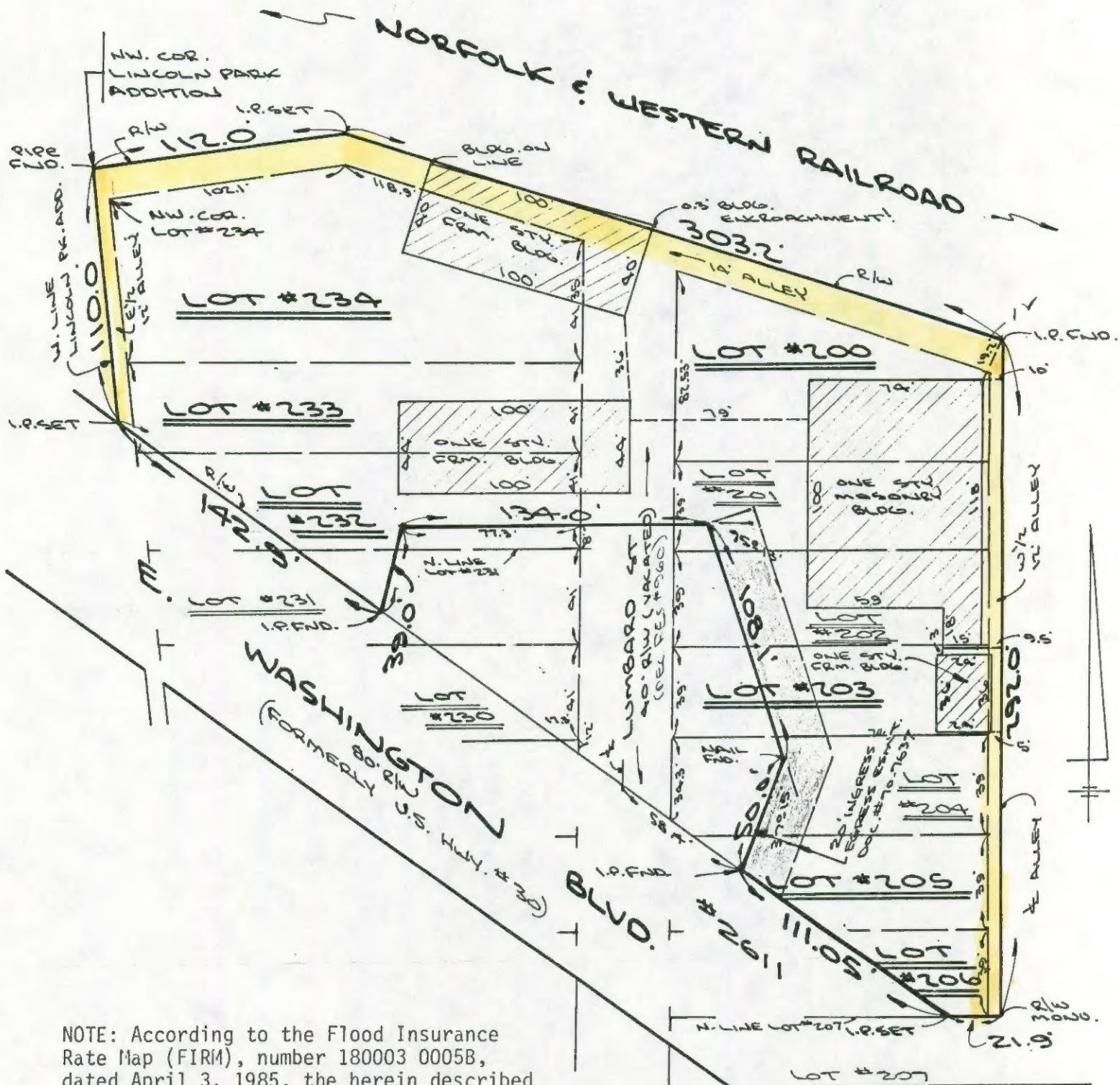
## DONOVAN ENGINEERING

JOHN R. DONOVAN P.E. No. 9173 P.L.S. No. 9921 INDIANA  
FRANCIS X. MUELLER P.L.S. No. S0193 INDIANA  
GREGORY L. ROBERTS P.L.S. No. S0548 INDIANA  
FORT WAYNE, INDIANA

The undersigned Civil Engineer and Land Surveyor hereby certifies that he has made a resurvey of the real estate shown and described below.

Measurements were made and corners perpetuated as shown hereon, in accordance with the true and established lines of the property described, and in conformity with the records in the office of the County Recorder, ALLEN County, Indiana. No encroachments existed, except as noted below.

The description of the real estate is as follows, to wit: **SEE ATTACHED SHEET!**



NOTE: According to the Flood Insurance Rate Map (FIRM), number 180003 0005B, dated April 3, 1985, the herein described real estate is located in Zones "B" and "C", and is not in a flood hazard area.



JOB FOR: HICKMAN & CLARK

1° = 60  
4-14-88

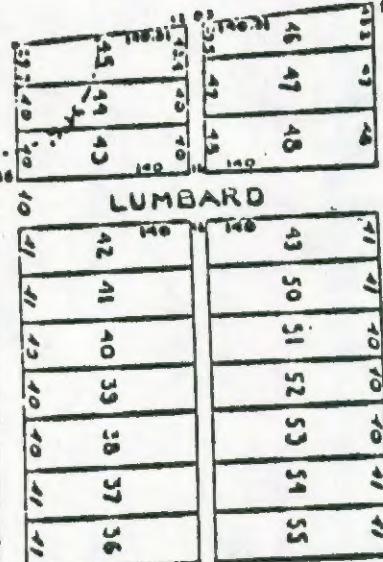
LINCOLN HIGHWAY PARK ADDITION  
to the City of Fort Wayne

This plat represents a survey of Lincoln Highway Park Addit:  
City of Fort Wayne.

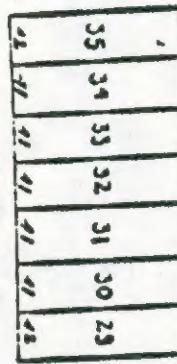
Aug. 9, 1915.

I hereby certify the same correct.

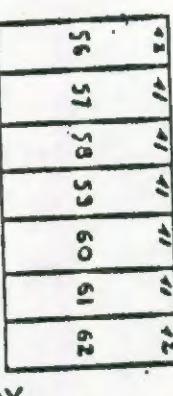
Ralph W. Guenther,  
Surveyor of Allen Co., Inc.



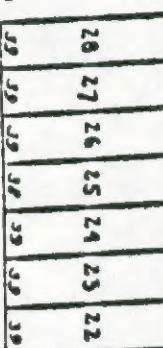
**SIDNEY**



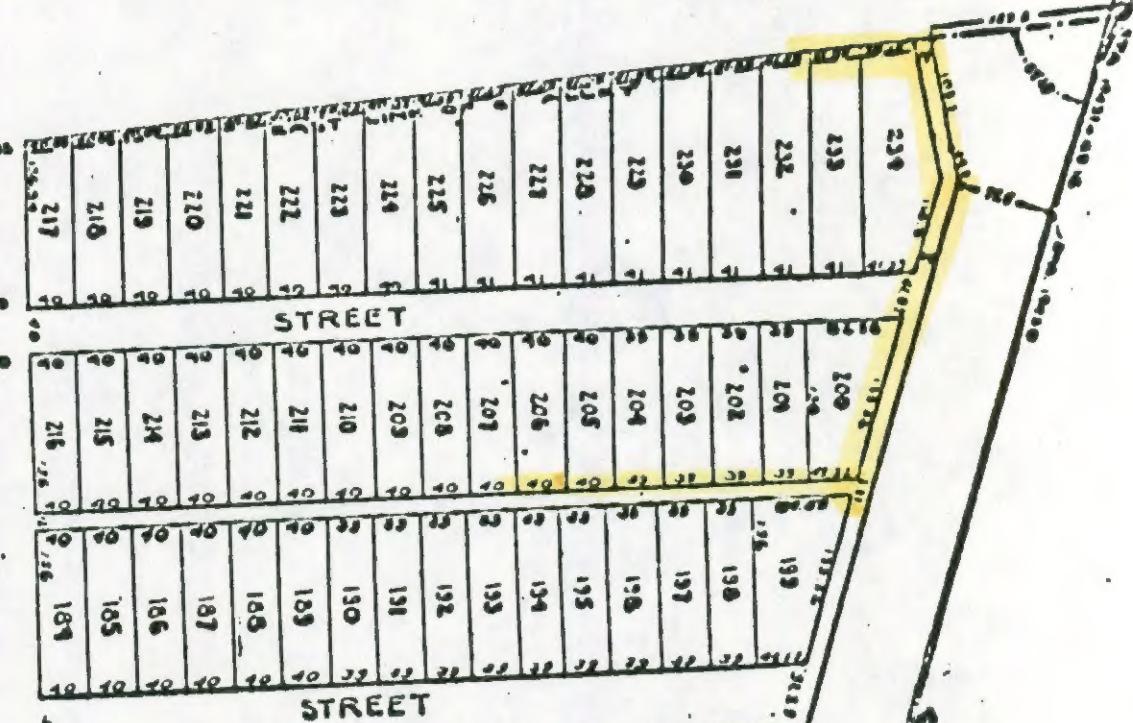
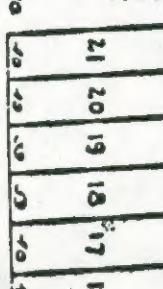
, ROY



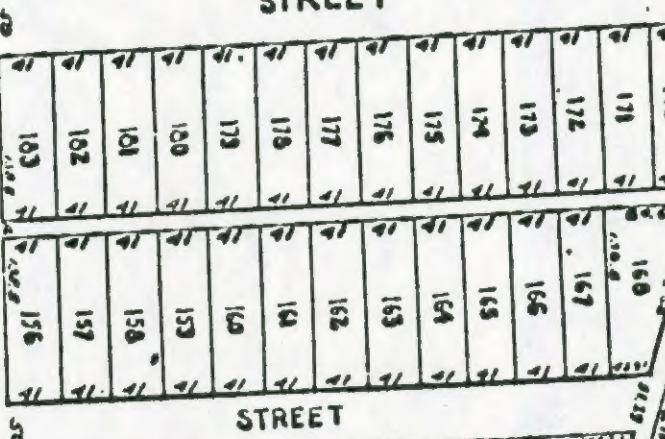
. ROT



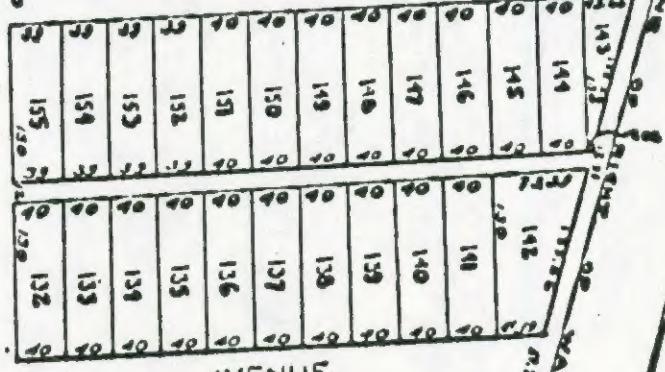
## FAIRVIEW



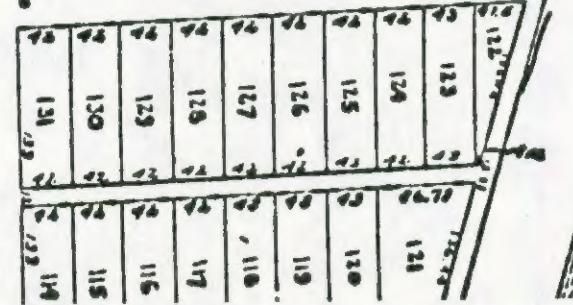
JEFFERDS



GIRLS



## AVENUE



RESOLUTION 78-34-5

WHEREAS, OMNI SOURCE, INC., & G.A. WINTZER & SON, CO., AN OHIO CORPORATION has petitioned and requested the Fort Wayne City Plan Commission to hold a public hearing upon the vacation of the following alleys situated in Fort Wayne, Allen County, to-wit:

- a) The six (6) foot alley lying west of Lots 232, 233 and 234 in Lincoln Highway Park Addition.
- b) The fourteen (14) foot alley lying North of Lots 200 and 234 in Lincoln Highway Park Addition and the vacated Lumbard Street.
- c) The twelve (12) foot alley lying between the vacated Lumbard Street and the vacated Sidney Street from the North line of U.S. Highway 24 to the South line of N.Y.C. & St. L.R.R. adjacent to Lots 200, 201, 202, 203, 204, 205 and 206 and Lots 192 to 199.

all in accordance with the terms of Section 44, Chapter 174 of the Acts of 1947, of the General Assembly of the State of Indiana, as amended by Section 3 of Chapter 385 of the Acts of the General Assembly of the State of Indiana, Indiana Code Section 36-7-4-512; and,

WHEREAS, notice of such public hearing has been given by due and proper publication thereof;

WHEREAS, said vacation of dedicated alleys has been routed through the following departments: Street Engineering, Traffic Engineering, Water Pollution Control Engineering, Electrical Engineering, Park Board and through the Pubilc Utility Companies.

NOW THEREFORE, BE IT RESOLVED by the Fort Wayne Board of Public Works that the vacation of said dedicated alleys hereinbefore described conforms to the general policy and pattern of development set out in the Master Plan of the City of Fort Wayne, Indiana.

BE IT FURTHER RESOLVED by the Board of Public Works that the vacation of said alleys hereinbefore described be and the same is hereby approved subject to easements as required by all public utilities occupying and using said portion of public alley or part thereof for the vacation and operation of its utility facilities shall not be deprived of said use on account of these proceedings unless any said utilities shall file a written consent to said vacation.

STATE OF INDIANA)  
    ) SS:  
COUNTY OF ALLEN )

I, ANGELA S. DERHEIMER, Director of the Board of Public Works, do hereby certify that attached hereto is a full, true and correct copy of a resolution adopted by the Fort Wayne Board of Public Works at their meeting held

March 1, 1989 and as same appears of record in the official records of the Board of Public Works.

DATED THIS 1st DAY OF March 1989

FORT WAYNE BOARD OF PUBLIC WORKS

Angela S. Derheimer  
Angela S. Derheimer  
Director of Public Works

Michael McAlexander  
Michael McAlexander  
Director of Public Safety

C. David Silletto  
C. David Silletto  
Director of Administration & Finance

RESOLUTION

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all in accordance with the terms of Section 44, Chapter 174 of the Acts of 1947, of the General Assembly of the State of Indiana, as amended by Section 3 of Chapter 385 of the Acts of 1963 of the General Assembly of the State of Indiana, Indiana Code, Section 36-7-4-512.

WHEREAS, notice of such public hearing has been given by due and proper publication thereof; and,

WHEREAS, said public hearing was held on August 15, 1988 at 7:00 P.M. and at such hearing there were no objections of any kind or character which should prevent the vacation of said dedicated alleys.

WHEREAS, said vacation of dedicated alleys has been routed through the following departments: Street Engineering, Traffic Engineering, Water Engineering, Water Pollution Control Engineering, Street Light Engineering, Park Board and through the Public Utility Companies.

NOW THEREFORE, BE IT RESOLVED by the Fort Wayne City Plan Commission that the vacation of said dedicated alleys hereinbefore described conforms to the general policy pattern of development set out in the Master Plan of the City of Fort Wayne, Indiana;

BE IT FURTHER RESOLVED by the Fort Wayne City Plan Commission that the vacation of said dedicated alleys hereinbefore described be and the same is hereby approved.

BE IT FURTHER RESOLVED no public utility occupying and using said dedicated alleys or part thereof for the vacation and operation of its utility facilities shall be deprived of said use on account of these proceedings unless any said utility shall file a written consent to said vacation.

BE IT FURTHER RESOLVED that the action of the Fort Wayne City Plan Commission be forwarded to the proper governing body having jurisdiction of the vacation of said dedicated alleys in Allen County, Indiana.

STATE OF INDIANA)  
                         ) SS:  
COUNTY OF ALLEN )

I, Robert Hutner, Secretary of the Fort Wayne City Plan Commission, do hereby certify that attached is a full true and correct copy of a resolution adopted by the Fort Wayne City Plan Commission following a public hearing of said Commission held August 25, 1988, and as the same appears of record in the official records of said Plan Commission.

DATED THIS 25th DAY OF August 1988

FORT WAYNE CITY PLAN COMMISSION

Robert H. Nutner  
Robert H. Nutner  
Secretary

Division of Community  
Development & Planning

BRIEF TITLE	APPROVAL DEADLINE	REASON																
Alley Vacation Ordinance																		
<b>DETAILS</b> <table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <td style="width: 50%; vertical-align: top;"> <b>Specific Location and/or Address</b>            The N/S alleys east &amp; west of the vacated Lombard St, north of Washington Bl, &amp; the E/W alley connecting them, south of the RR.         </td> <td style="width: 50%; vertical-align: top;"> <b>Reason for Project</b>             To clear a title objection.         </td> </tr> <tr> <td colspan="2"> <b>Discussion (Including relationship to other Council actions)</b>  <u>15 August 1988 - Public Hearing</u> <p>Tom Dixon, attorney for the petitioners stated that this area was platted in 1915 for 200 residential lots. He stated it has not been used as such. He stated the alleys they were requesting vacated have never been put in, they area the alleys take up is being utilized for the salvage yard. He stated they discovered that they had not vacated the alleys as a result of a title search on the sale of the property.</p> <p>Mel Smith questioned the reason for the requested vacation.</p> <p>Mr. Dixon stated that the primary purpose is to cure the title objection.</p> <p>There was no one else present who wished to speak in favor of or in opposition to the proposed vacation.</p> </td> </tr> </table>			<b>Specific Location and/or Address</b> The N/S alleys east & west of the vacated Lombard St, north of Washington Bl, & the E/W alley connecting them, south of the RR.	<b>Reason for Project</b>  To clear a title objection.	<b>Discussion (Including relationship to other Council actions)</b> <u>15 August 1988 - Public Hearing</u> <p>Tom Dixon, attorney for the petitioners stated that this area was platted in 1915 for 200 residential lots. He stated it has not been used as such. He stated the alleys they were requesting vacated have never been put in, they area the alleys take up is being utilized for the salvage yard. He stated they discovered that they had not vacated the alleys as a result of a title search on the sale of the property.</p> <p>Mel Smith questioned the reason for the requested vacation.</p> <p>Mr. Dixon stated that the primary purpose is to cure the title objection.</p> <p>There was no one else present who wished to speak in favor of or in opposition to the proposed vacation.</p>													
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**DETAILS****POLICY/PROGRAM IMPACT**22 August 1988 - Business Meeting

Motion was made and seconded to return the ordinance to the Common Council with a DO PASS recommendation, contingent upon the petitioner providing utility easements as needed. Motion carried.

Of the eight (8) members present seven (7) voted in favor of the motion one (1) did not vote.

NOTE: This vacation request was held until the petitioner satisfied the conditions. Water Engineering was the last to be satisfied and the signed off on February 23, 1989.

<b>Policy or Program Change</b>	<input type="checkbox"/> No	<input type="checkbox"/> Yes
<b>Operational Impact Assessment</b>		

(This space for further discussion)

**Project Start****Date** 5 July 1988**Projected Completion or Occupancy****Date** 6 March 1989**Fact Sheet Prepared by**  
Patricia Biancaniello**Date** 25 August 1988**Reviewed by****Date***March 7, 1989***Reference or Case Number**

ORIGINAL

ORIGINAL

DIGEST SHEET

TITLE OF ORDINANCE

Alley Vacation Ordinance

DEPARTMENT REQUESTING ORDINANCE

Land Use Management - CD&P

SYNOPSIS OF ORDINANCE

Lincoln Hwy Park Addition. b) The fourteen foot alley lying North of Lots 200

& 234 in Lincoln Hwy Park Addition and the vacated Lumbard Street.

c) The 12 foot alley lying between the vacated Lumbard Street and the

vacated Sidney Street from the North line of U.S. #24 to the South line of N.Y.C.

& St. L.R.R. adjacent to Lots 200, 201, 202, 203, 204, 205 & 206 and Lots 192 to 19

Y-88-08-43

EFFECT OF PASSAGE

Property is presently dedicated right-of-way. Property

will be vacated and revert to the use of the adjacent property owners.

EFFECT OF NON-PASSAGE

Property will remain dedicated right-of-way.

MONEY INVOLVED (Direct Costs, Expenditures, Savings)

(ASSIGN TO COMMITTEE (J.N.)

BILL NO. G-88-08-43

REPORT OF THE COMMITTEE ON REGULATIONS

JANET G. BRADBURY, CHAIRPERSON  
DAVID C. LONG, VICE CHAIRMAN  
STIER, SCHMIDT, TALARICO

WE, YOUR COMMITTEE ON REGULATIONS TO WHOM WAS

REFERRED AN (ORDINANCE) (RESOLUTION) amending the  
Thoroughfare Plan of the City Comprehensive ("Master") by  
vacating dedicated right of way

HAVE HAD SAID (ORDINANCE) (RESOLUTION) UNDER CONSIDERATION AND  
BEG LEAVE TO REPORT BACK TO THE COMMON COUNCIL THAT SAID

(ORDINANCE) (RESOLUTION)

DO PASS

**DO NOT PASS**

## ABSTAIN

NO REC

DO PASS DO  
Janet L Bradford  
S. Schmitz  
Samuel J. Salas  
Janet L. Schmitz

DATED: 4-11-89.

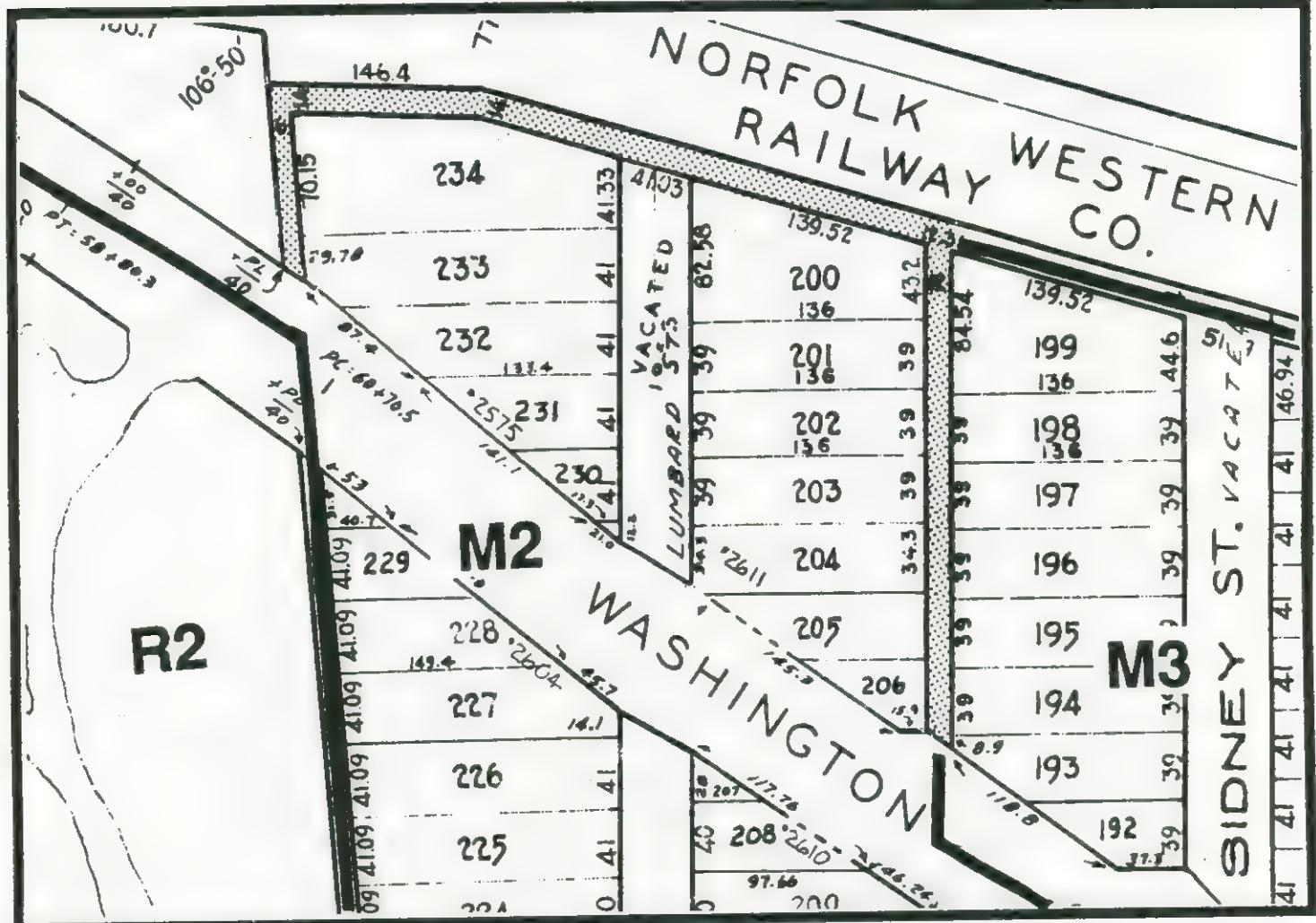
Sandra E. Kennedy  
City Clerk

**VACATION PETITION #361**

A PETITION TO VACATE THE DESCRIBED PUBLIC ALLEY.

MAP NO. Q-6

**COUNCILMANIC DISTRICT NO. 1**



## ZONING:

## M2 GENERAL INDUSTRY

## M3 HEAVY INDUSTRY

## LAND USE:

COMMERCIAL

SCALE: 1"=200'

DATE: 6-3-88





## THE CITY OF FORT WAYNE

March 23, 1989

Ms. Cynthia Wilkins  
Fort Wayne Newspapers, Inc.  
600 West Main Street  
Fort Wayne, IN 46802

Dear Ms. Wilkins:

Please give the attached full coverage on the date of March 27, 1989, in both the News Sentinel and Journal Gazette.

RE: Legal Notice for Common Council  
Fort Wayne, IN

Bill No. G-88-08-43  
Alley Vacation Ordinance

Bill No. G-88-10-09  
Alley Vacation Ordinance

Please send us 4 copies of the Publisher's Affidavit from both newspapers.

Thank you.

Sincerely yours,

*Sandra E. Kennedy*  
Sandra E. Kennedy  
City Clerk

SEK/ne  
ENCL:2

NOTICE OF PUBLIC HEARING  
FORT WAYNE COMMON COUNCIL  
BILL NO. G-88-08-43

Notice is hereby given that the Fort Wayne Common Council of the City of Fort Wayne, will conduct a public hearing on Tuesday, April 11, 1989, at 7:00 P.M., in Room 128, City-County Building, One Main Street, Fort Wayne, Indiana, more particularly described as follows:

The N/S alleys east & west of the vacated Lumbard Street, North of Washington Bl, and the E/W alley connecting them, south of the RR - To clear a title objection

2. RIGHT-OF-WAY VACATION

- a) The six (6) foot alley lying west of Lots 232, 233 and 234 in Lincoln Highway Park Addition.
- b) The fourteen (14) foot alley lying North of Lots 200 and 234 in Lincoln Highway Park Addition and the vacated Lumbard Street.
- c) The twelve (12) foot alley lying between the vacated Lumbard Street and the vacated Sidney Street from the North line of U.S. Highway 24 to the South line of N.Y.C. & St. L.R.R. adjacent to Lots 200, 201, 202, 203, 204, 205 and 206 and Lots 192 to 199.

All interested parties are invited to appear and be heard.

Fort Wayne Common Council

*Sandra E. Kennedy*  
Sandra E. Kennedy  
City Clerk



## THE CITY OF FORT WAYNE

March 23, 1989

Thomas Dixon, Attorney  
505 Lincoln Bank  
Fort Wayne, IN 46802

### NOTICE OF PUBLIC HEARING ON BILL NO. G-88-08-43

You are hereby notified that the Common Council of Fort Wayne will conduct a public hearing on Tuesday, April 11, 1989, at 7:00 P.M. (EST) in the Common Council Conference Room 128, 1st Floor, City-County Building, One Main Street, Fort Wayne, Indiana, on the following:

The N/S alleys east and west of the vacated Lumbard Street, north of Washington Blvd, and the E/W alley connecting them, south of the RR -- To clear a title objection

All interested persons are invited to appear and be heard. Any written material may be submitted to the Common Council prior to the hearing.

*Sandra E. Kennedy*  
Sandra E. Kennedy  
City Clerk

Fort Wayne Common Council

## NOTICE OF PUBLIC HEARING

You are hereby notified that the Fort Wayne City Plan Commission will conduct a public hearing on Monday, August 15, 1988 in Room #126 at 7:00 P.M. in the City-County Building, One Main Street, Fort Wayne, Indiana on the following proposed vacation of a utility easement and dedicated right-of-way, more particularly described as follows.

### 1. UTILITY EASEMENT VACATION

A strip of land eight (8) feet in width lying on the east of a platted twenty (20) foot drainage easement lying between Units 34 and 35 in Foxchase Condominiums, according to Condominium Plat Record 6, pages 73-90 in the Office of the Recorder of Allen County, Indiana.

### 2. RIGHT-OF-WAY VACATION

- a) The six (6) foot alley lying west of Lots 232, 233 and 234 in Lincoln Highway Park Addition.
- b) The fourteen (14) foot alley lying North of Lots 200 and 234 in Lincoln Highway Park Addition and the vacated Lumbard Street.
- c) The twelve (12) foot alley lying between the vacated Lumbard Street and the vacated Sidney Street from the North line of U.S. Highway 24 to the South line of N.Y.C. & St. L.R.R. adjacent to Lots 200, 201, 202, 203, 204, 205 and 206 and Lots 192 to 199.

All interested persons are invited to attend.

FORT WAYNE CITY PLAN COMMISSION

Robert Hutner  
Secretary

Dear:

Thomas Dixon  
505 Lincoln Bank

Attn 46802

Fort Wayne Common Council  
(Governmental Unit)To: The Journal-Gazette  
P.O. Box 100  
Fort Wayne, IN

Allen County, Indiana

Dr.

## PUBLISHER'S CLAIM

## LINE COUNT

Display Matter (Must not exceed two actual lines, neither of which shall total more than four solid lines of type in which the body of the advertisement is set)  
-- number of equivalent lines

Head -- number of lines	3
Body -- number of lines	22
Tail -- number of lines	4
Total number of lines in notice	29

## COMPUTATION OF CHARGES

29 lines, 1 columns wide equals 29 equivalent lines  
at .330 cents per line \$ 9.57

Additional charge for notices containing rule or tabular work  
(50 percent of above amount)

Charge for extra proofs of publication (\$1.00 for each proof in excess of two)

TOTAL AMOUNT OF CLAIM \$ 9.57

## DATA FOR COMPUTING COST

Width of single column 12.5 ems

Number of insertions 1

Size of type 6 point

Pursuant to the provisions and penalties of Chapter 155, Acts 1953,

I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid.

*Larry Thompson*

Date: March 27, 1989

Title: Clerk

## PUBLISHER'S AFFIDAVIT

State of Indiana )  
) ss:  
Allen County )

Personally appeared before me, a notary public in and for said county and state, the undersigned Larry Thompson who, being duly sworn, says that he/ she is Clerk of the The Journal-Gazette newspaper of general circulation printed and published in the English language in the (city) (town) of Fort Wayne, IN in state and county aforesaid, and that the printed matter attached hereto is a true copy, which was duly published in said paper for one time       , the dates of publication being as follows:

3/27/89

*Larry Thompson*

Subscribed and sworn to before me this 27th day of March, 1989.

*Shelley R. LaRue*  
Notary Public

Shelley R. LaRue March 3, 1990  
My commission expires:

Fort Wayne Common Council  
(Governmental Unit)

To: \_\_\_\_\_ Dr. \_\_\_\_\_

Allen County, Indiana

The News-Sentinel

P.O. Box 100  
Fort Wayne, IN

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Date: March 27, 1989

Title: \_\_\_\_\_ Clerk

Clerk

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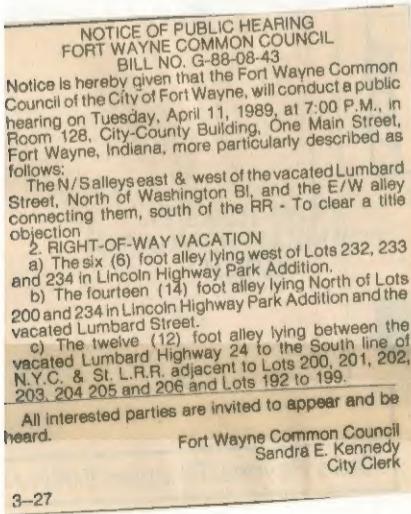
3/27/89

*Larry Thompson*

Subscribed and sworn to before me this 27th day of March, 1989

*Shelley R. LaRue*  
Notary Public

Shelley R. LaRue  
My commission expires: March 3, 1990



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Date: March 27, 1989

Title: Clerk

*Larry Thompson*

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Fort Wayne Common Council  
Sandra E. Kennedy  
City Clerk

3-27

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